

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: BERGHE, et al.
 Serial No.: 10/528,802
 Filed: March 23, 2005
 For: METHODS AND PREPARATIONS FOR CURING CRITICALLY...
 Confirmation No.: 6222

Art Unit: 1644
 Examiner: HADDAD, M.
 Washington, D.C.
 Atty.'s Docket: BERGHE1
 Date: February 20, 2008

U.S. Patent and Trademark Office
 Customer Service Window
 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314
 Sir:

Transmitted herewith is an [XX] Amendment, Freifeld Declarations I and II, Ex. A, and 3 references in the above-identified application.

- [] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.
 [] Small entity status of this application under 37 CFR 1.9 and 1.27 has been previously asserted.
 [] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(Col. 1)		(Col. 2)		(Col. 3)		Small Entity		Other Than a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra		Rate		Additional Fee
Total	28	Minus	22	6		x 25	\$	x 50	\$300.00
Indep.	2	Minus	3	0		x105	\$	x210	\$
First Presentation of Multiple Dependent Claim						185	\$	+370	\$
TOTAL ADDITIONAL CLAIMS FEE							\$	Total	\$300.00

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
 ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
 *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col.1 of a prior amendment of the number of claims originally filed.

- [XX] Conditional Petition for Extension of Time
 If any extension of time for a response is required applicant requests that this be considered a petition therefor.
- [XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:
- | | |
|------------------------|-------------------------|
| Small Entity | Other Than Small Entity |
| Response Filed Within | Response Filed Within |
| [] First - \$ 60.00 | [] First - \$ 120.00 |
| [] Second - \$ 230.00 | [] Second - \$ 460.00 |
| [] Third - \$ 525.00 | [XX] Third - \$1050.00 |
| [] Fourth - \$ 820.00 | [] Fourth - \$1640.00 |
| [] Fifth - \$1115.00 | [] Fifth - \$2230.00 |
- [] Less fees (\$) already paid for months extension of time on .
- [] Please charge my Deposit Account No. 02-4035 in the amount of \$. A duplicate copy of this sheet is attached.
- [] A check in the amount of \$ is attached (check no.).
- [XX] Attached is Credit Card Authorization authorizing payment in the amount of \$1,350.00 .

- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case.
- This blanket authorization does not include patent issue or publication fees under 37 CFR Section 1.18

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By: 
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